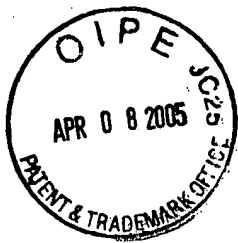


AF 18/22W



MS APPEAL BRIEF - PATENTS
PATENT
2801-0165P

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of Before the Board of Appeals
Russell M. HAGAN et al. Appeal No.:

Appl. No.: 09/985,679 Group: 1617
Filed: November 5, 2001 Examiner: S. WANG
Conf.: 4024
For: NOVEL MEDICAL USE FOR TACHYKININ
 ANTAGONISTS

REPLY BRIEF TRANSMITTAL FORM

MS APPEAL BRIEF - PATENTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 8, 2005

Sir:

Transmitted herewith is a Reply Brief on behalf of the appellants in connection with the above-identified application.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The Examiner's Answer was mailed on February 9, 2005.

☐ An extension of time under 37 C.F.R. § 1.136(b) to was requested on and was approved on .

☒ A check in the amount of \$130.00 is enclosed for the Terminal Disclaimer filed concurrently herewith.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  _____
Gerald M. Murphy, Jr. #28,977

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

GMM/las
2801-0165P

Attachment(s)